

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**EDIBLE ARRANGEMENTS, LLC, a
Connecticut limited liability company, and
EDIBLE ARRANGEMENTS
INTERNATIONAL, LLC, a Delaware
limited liability company,**

Plaintiffs,
v.

ADMARKETPLACE, INC.,

Defendant.

Case No. 1:14-mc-00308-P1

**NOTICE OF WITHDRAWAL OF PLAINTIFF'S
MOTION TO COMPEL THIRD-PARTY
ADMARKETPLACE TO RESPOND TO
SUBPOENA *DUCES TECUM*
WITHOUT PREJUDICE**

Plaintiffs Edible Arrangements, LLC and Edible Arrangements International, LLC, by and through their attorneys, Brooks Kushman P.C., hereby withdraw their Motion to Compel Third-Party AdMarketplace to Respond to Subpoena *Duces Tecum* without prejudice.

Respectfully submitted,

/s/ Rebecca J. Cantor
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Dated: October 17, 2014

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CERTIFICATE OF ELECTRONIC SERVICE

I hereby certify that on October 17, 2014, I electronically filed the foregoing **NOTICE OF WITHDRAWAL OF PLAINTIFF'S MOTION TO COMPEL THIRD-PARTY ADMARKETPLACE TO RESPOND TO SUBPOENA *DUCES TECUM* WITHOUT PREJUDICE** with the Clerk of the Court for the Southern District of New York using the ECF System which will send notification to the registered participants of the ECF System as listed on the Court's Notice of Electronic Filing.

I also certify that I have mailed by United States Postal Service the paper to the following non-participants in the ECF System:

Peter Chiaro
Adam Epstein
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and

Erin M. Hickey
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